IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE A.K.BASHEER

FRIDAY, THE 25TH MAY 2007 / 4TH JYAISHTA 1929

WP(C).No. 15730 of 2007(V)

PETITIONER:

K.SUMA,
W/O.PRABHAKARAN, AGED 38 YEARS,
NON-VOCATIONAL TEACHER IN COMMERCE,
R.M.V. HIGHER SECONDARY SCHOOL,
P.O.PERINJANAM- 680 686, THRISSUR DISTRICT.

BY ADV. SRI.V.A.MUHAMMED
SRI.K.E.HAMZA

RESPONDENTS:

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1. THE STATE OF KERALA REPRESENTED BY THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, SECRETARIAT, TRIVANDRUM.

2. THE DIRECTOR,
VOCATIONAL HIGHER SECONDARY EDUCATION,
TRIVANDRUM.

3. THE ASSISTANT DIRECTOR,
VOCATIONAL HIGHER SECONDARY EDUCATION,
REGIONAL OFFICE, THRISSUR.

4. THE HEADMASTER,
R.M.V. HIGHER SECONDARY SCHOOL,
P.O.PERINJANAM- 680 686, THRISSUR DISTRICT.

BY GOVERNMENT PLEADER SMT.LAKSHMI RANI

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 25/05/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

A.K.BASHEER, J.

W.P.(C)No.15730 of 2007

Dated this the 25th day of May, 2007

JUDGMENT

Petitioner had availed of leave without allowance to pursue her studies in the B.Ed. course while she was working as an Upper Primary School Assistant. Her grievance is that the period of leave has not been taken into account while reckoning her service benefits. Learned counsel submits that the issue is covered in favour of the petitioner in view of the judgment of this court in **Deepika V. State of Kerala [2007 (1) KLT 71]**. He has also brought to my notice Et.P5 judgment of this court in Writ Petition No.36075 of 2004 in this connection. Learned counsel submits that petitioner has submitted Ext.P6 representation highlighting the above facts before respondent no.1. He further submits that the petitioner would be satisfied, if an appropriate direction is issued to respondent no.1 to consider and pass orders on Ext.P6 expeditiously.

2. In the above facts and circumstances, writ petition is disposed of with a direction to respondent no.1 to consider and pass orders on Ext.P6 strictly on its merit and in accordance with law as expeditiously as possible, at any rate, within three months from the date of receipt of a copy of this judgment. While passing orders on Ext.P6, respondent no.1 shall keep in mind the judgment of this court in Deepika's case referred to above. Needless to mention that petitioner shall be afforded sufficient opportunity to be heard. Petitioner shall produce a copy of the writ petition and a certified copy of the judgment before respondent no.1 for compliance.

Writ petition is disposed of as above.

A.K.BASHEER, JUDGE

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